

EXHIBIT 1

FILED UNDER SEAL

In the Matter Of:

FAIR ISAAC CORPORATION

vs

FEDERAL INSURANCE COMPANY, et al.

HENRY MIROLYUZ

January 11, 2019

epiQ
court reporting solutions

HENRY MIROLYUZ - 01/11/2019

Pages 10..13

Page 10		Page 12
1	this as efficiently as possible and as respectfully to	1 paycheck. My assumption was I was employed by CHUBB.
2	the witness as possible.	2 Q CHUBB is a big thing. So my particular
3	MR. HINDERAKER: And Counsel, we will	3 question is: Were you employed by Ace American
4	be doing the same thing, on some of your upcoming	4 Insurance Company just before you left?
5	noticed depositions, designating those witnesses	5 A I'm not sure. Again, I do not -- I cannot
6	for some topics, and I'll be asking for the same	6 answer your question one way or another. My
7	courtesies.	7 assumption is irrelevant in that case.
8	MR. FLEMING: I understand your	8 Q Pardon me?
9	position. This is the second day that	9 A My assumption is irrelevant --
10	Mr. Mirolyuz has appeared for a deposition, at	10 (Court reporter asked for
11	great inconvenience on both occasions. I believe	11 clarification.)
12	you ought to be able to conclude the individual	12 A -- is probably irrelevant in this case. I
13	deposition and the topics that he's been	13 do not know because I haven't looked in my paycheck.
14	designated for in one day, and we do not have any	14 Q All right. So you don't know one way or the
15	agreement beyond that.	15 other?
16	Q (By Mr. Hinderaker) And I understand,	16 A Yes, exactly.
17	Mr. Mirolyuz, you've been designated for three topics?	17 Q Who employs you now?
18	A I believe so.	18 A Altair Technical Services.
19	Q Okay. One of those topics, 15, I was	19 Q And when did you start that employment?
20	advised last night about 8:30 p.m. So if we can in	20 A January 1st of 2019.
21	the future give a little bit more notice that would be	21 Q Do you recall when you moved from your
22	appreciated.	22 position working with Blaze Advisor software to we'll
23	I've had -- the court report has marked this	23 call it CHUBB IT Claims?
24	as Exhibit 178. You'll see it's a subpoena to	24 A I believe in the beginning of 2015.
25	testify today. Do you understand that you are here to	25 Q Now, the merger between CHUBB and Ace was
Page 11		Page 13
1	testify pursuant to subpoena?	1 2016?
2	A I do.	2 A Correct.
3	MR. FLEMING: Did you say 158?	3 Q And so you think it was a year before the
4	MR. HINDERAKER: I said 178.	4 merger?
5	Q This, sir, is Deposition Exhibit 179. Have	5 A A year before, yes. Because of the internal
6	you seen this 30(b)(6) Notice of Deposition before	6 reorganization.
7	this morning?	7 (Plaintiff's Exhibit 180 marked for
8	A I did.	8 identification.)
9	Q Okay. So just to reaffirm, you intend to	9 Q As you'll see, Exhibit 180 is a May 21, 2009
10	testify on a 30(b)(6) basis to Topics 15, 16 and 17.	10 e-mail, and you are on the string of e-mails, so you
11	Is that correct?	11 see. It references an EUZ meeting with Henry to work
12	A That is correct.	12 on proof of concept to implement Blaze and EEU. Are
13	Q Thank you. When we last met during a	13 you familiar with that?
14	30(b)(6) deposition, I asked you for who you were	14 A Yes.
15	employed by at that time. You answered CHUBB, IT	15 Q My question to you, sir -- and when we were
16	Claims, and we just go let it go at that and we moved	16 together before, you mentioned that while Blaze
17	on. I'd like to get more clarity at the moment. I	17 Advisor had been hosted -- was hosted on servers in
18	understand that you've left the employment?	18 Canada, CHUBB was in -- big CHUBB was in the process
19	A Correct.	19 of migrating Blaze Advisor and Blaze Advisor
20	Q Okay. At the time you left your employment,	20 applications to servers in North Carolina?
21	what was the specific company for whom you were	21 A Correct.
22	working? What was on your paycheck?	22 Q Okay. I'm going to have a similar set of
23	A I believe -- I do not recall, quite frankly.	23 questions with respect to Europe and the UK. Could
24	I did see my paycheck. I have a direct deposit. So	24 the European CHUBB company benefit -- use Blaze
25	quite frankly, I'm never interested what's in the	25 Advisor applications for the sale of insurance

HENRY MIROLYUZ - 01/11/2019

Pages 14..17

Page 14		Page 16
1 policies in Europe with those applications and Blaze	1 identification.)	
2 Advisor hosted in the United States?	2 Q Mr. Miroluz, do you recognize this as an	
3 A I do not have this information.	3 e-mail dated May 28, 2009 that you received from	
4 Q Okay. So technically, you don't know the	4 Russell Hodey?	
5 answer to that one way or the other?	5 A Yes, I do.	
6 A Yes, exactly.	6 Q Do you conclude from this document that	
7 Q In this e-mail, then, Russell Hodey reports	7 Blaze Advisor was installed in Europe?	
8 that they'd like to do a proof of concept to prove the	8 A I do not.	
9 usage and implementation of Blaze over in the EUZ. So	9 Q Do you know one way or the other?	
10 to run the proof of concept they had to install Blaze	10 A I don't.	
11 Advisor in the UK.	11 (Plaintiff's Exhibit 183 marked for	
12 A They could or could not. It doesn't	12 identification.)	
13 necessarily mean that it physically was installed in	13 MR. HINDERAKER: Counsel, you'll have	
14 the UK.	14 to look over his shoulder. I don't have a second	
15 Q You don't know one way or the other?	15 copy for some reason. I have many copies of the	
16 A I don't know one way or another.	16 second page but not the first page.	
17 Q All right. It could have been installed	17 Q Do you recognize this as an e-mail dated	
18 only in the United States and had Blaze Advisor	18 November -- Exhibit 183. Do you have it, sir?	
19 applications in the UK?	19 MR. FLEMING: Just one second.	
20 A Used by UK but installed in the United	20 Q Do you recognize Exhibit 183 as an e-mail of	
21 States. It could have been.	21 dated November 5, 2009 between yourself -- well, from	
22 Q Technically that's possible?	22 Craig Thompson?	
23 A Technically it's possible. Was it there or	23 A I do not because I don't believe I'm on this	
24 not? I cannot tell you.	24 e-mail.	
25 Q Whether they did or not, I understand. But	25 Q I'm not suggesting that you are. Do you see	
Page 15		Page 17
1 technically it is possible?	1 that this an e-mail November 5, 2009 from Craig	
2 A Correct.	2 Thompson to a number of people?	
3 Q And their e-mail concludes that this	3 A Yes, I do.	
4 obviously depends on us being able to use the	4 Q All right. And I'm just going to ask you	
5 Enterprise license agreement for all elements of	5 for your understanding of what it might mean. You see	
6 Blaze. Henry said he will confirm this shortly.	6 it says, "Can either of you answer which version of	
7 Do you recall following up on that?	7 Blaze you're running on?"	
8 A I did not follow -- I follow up with Patrick	8 Let me back up. Do you know who Stuart	
9 Sullivan, who was the chief architect at that time at	9 Fisher is?	
10 CHUBB. And as you can see on that e-mail, he	10 A No. He's somebody in the European zone.	
11 confirmed that we have unlimited licenses.	11 But who he is, I don't know.	
12 Q Okay. What he says is, "We have unlimited	12 Q And Russell Hodey is in the European zone as	
13 developer licenses."	13 well?	
14 A Correct.	14 A Yes.	
15 Q Did you have any conversations with anyone	15 Q All right. And Craig Thompson, is he --	
16 with respect to the geographic scope of the license?	16 where does he come from?	
17 A No, I did not.	17 A He was in United States.	
18 (Plaintiff's Exhibit 181 marked for	18 Q All right. So we have somebody from the	
19 identification.)	19 United States asking folks in Europe, "Can either of	
20 Q Mr. Miroluz, do you recognize 181 as an	20 you answer which version of Blaze you're running on?"	
21 e-mail you received from Russell Hodey around May 22,	21 A Correct.	
22 2009?	22 Q Understood. The next sentence says, "I	
23 A I do.	23 assume you're running on our infrastructure over	
24 Q Thank you.	24 here." Craig Thompson is saying that.	
25 (Plaintiff's Exhibit 182 marked for	25 I understand you're not on the e-mail. What	